

## IN THE SPECIFICATION

**Please replace in its entirety the second paragraph on page 13 with the following:**

FIGS. 16 and 17 depict an apparatus 1030 according to another embodiment of the present invention. Apparatus 1030 includes a stand up pouch container 1032 preferably fabricated from flexible or semi-rigid material. Container 1032 can contain any type of contents, including for example, a drink, candy, potting soil, or other pourable material. Container 1032 includes a mouth 1034 which is generally opposite of a bottom 1035a. In some embodiments, container 1032 includes a bottom 1035a adapted and configured to permit container 1032 to stand. A pair of sidewalls 1035b and 1035c extend from mouth 1034 to the bottom 1035a. Preferably, container 1032 includes at least one side 1036 having [-a] **an unbroken** folding side gusset.

**Please replace in its entirety the first full paragraph on page 15 with the following:**

A preferred embodiment of the invention is shown in FIG. 19. The container 1055 of FIG. 19 is identical to the embodiment of FIGS. 16 and 17 except for the fact that the upper edge 1050 of the [~~folding side gusset~~] **unbroken folding side gusset** extends upwardly a greater extent than the folding side gusset 1036 of FIG. 17. Thus in some embodiments of the invention the material of which the container is made may be a single sheet of plastic in which the upper edge of the sheet is straight across including the upper edge 1050 of the gusset and the portion of the sheet attached to the interlockable profiles 1045a and 1045b.